

GP-30039



PATENT

#17c 8/22/00
T. Bray

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David Michalovich et al.
Serial No.: 09/240,410
Filed: January 29, 1999
For: NOVEL COMPOUNDS

: Art Unit: 1641
: Examiner: J. Graser
:
:

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AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

Responsive to the Office Action dated **May 10, 2000** (herein "Office Action"),
please amend the above-identified application as follows:

IN THE CLAIMS:

Please cancel claims 2 and 17.

REMARKS

Status of the Application

In the Office Action dated May 10, 2000, claims 6-8, 10, 11, 13-16, 18 and 19 were allowed, and claims 2 and 17 were rejected. In the present Amendment, claims 2 and 17 have been cancelled. Thus, claims 6-8, 10, 11, and 13-16, and 18-19 are pending.

Rejection Under 35 U.S.C. § 112(1)

Claims 2 and 17 stand rejected under 35 U.S.C. § 112, first paragraph, as allegedly containing subject matter which was not described in the specification in such a way as to enable one skilled in the art to make and/or use the invention.

1641

In re application of: David Michalovich et al.
 Serial No.: 09/240,410
 Filed: January 29, 1999
 For: NOVEL COMPOUNDS

ASSISTANT COMMISSIONER FOR PATENTS
 Washington, D.C. 20231



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Sir:

Transmitted herewith is an amendment in the above-identified application

- ☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- ☒ No additional fee is required.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest Number Previously Paid for	Present Extra	Rate	Addt. Fee	Rate	Addit. Fee
Total	11	Minus	20	0	x \$9	\$	x \$18	\$0.00
Indep	4	Minus	6	0	x \$39	\$	x \$78	\$0.00
<input type="checkbox"/> First Presentation of Multiple Dependent Claim					+\$130	\$	+	\$260
					TOTAL	\$	TOTAL	\$0.00
					ADDIT. FEE			

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 19-2387 the amount of \$0.00. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ is enclosed.
- ☒ The Assistant Commissioner for Patents is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-2387. A duplicate copy of this sheet is enclosed.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

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Respectfully submitted,
 RATNER & PRESTIA

Robert L. Andersen

Robert L. Andersen, Reg. No. 25,771

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: August 8, 2000

Fran Petrucci